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UNITED STATES DISTRICT COURT  
CENTRAL DISTRICT OF CALIFORNIA

DAVID LEE NUSBAUM,

Petitioner,

vs.

J. F. SALAZAR, Warden,

Respondent.

Case No. CV 06-5061-DSF (OP)

J U D G M E N T

Pursuant to the Order Adopting Findings, Conclusions, and Recommendations of the United States Magistrate Judge,

IT IS ORDERED that Judgment be entered: (1) approving and adopting this Second Amended Report and Recommendation; (2) denying Respondent's Motion to Dismiss as moot; and (3) directing that Judgment be entered denying the Petition and dismissing this action with prejudice.

DATED: 12/22/08



HONORABLE DALE S. FISCHER  
United States District Judge

Prepared by:



HONORABLE OSWALD PARADA  
United States Magistrate Judge